

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

DAVID G. RAY, et al.,	)	
	)	
Plaintiffs,	)	8:10CV199
	)	
vs.	)	ORDER
	)	
TIERONE CORPORATION, et al.,	)	
	)	
Defendants.	)	

This matter is before the court on the Motion of the Valentino Group for Appointment as Lead Plaintiff and Approval of Lead Plaintiff's Selection of Counsel in Shareholder Class Action ([Filing No. 21](#)). The court has withdrawn this case's referral to the Bankruptcy Court for the District of Nebraska. The parties may now proceed on the merits in the district court. Accordingly,

**IT IS ORDERED:**

1. The Motion of the Valentino Group for Appointment as Lead Plaintiff and Approval of Lead Plaintiff's Selection of Counsel in Shareholder Class Action ([Filing No. 21](#)) is held in abeyance.
2. The non-movants shall have to **on or before October 8, 2010**, to file any response or objection to the motion of the Valentino Group.

DATED this 1st day of October, 2010.

BY THE COURT:

s/Thomas D. Thalken  
United States Magistrate Judge